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Agenda item 74

REPORT OF THE SPECIAL COMMITTEE TO INVESTIGATE ISRAELI PRACTICES AFFECTING THE HUMAN RIGHTS OF THE PALESTINIAN PEOPLE AND OTHER ARABS OF THE OCCUPIED TERRITORIES

Afghanistan, Bangladesh, Brunei Darussalam, Comoros, Cuba, Indonesia, Madagascar, Malaysia, Pakistan and Zambia: draft resolution

Report of the Special Committee to Investigate Israeli Practices Affecting the Human Rights of the Palestinian People and Other Arabs of the Occupied Territories

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The General Assembly,

Recalling Security Council resolutions 605 (1987) of 22 December 1987, 607 (1988) of 5 January 1988, 608 (1988) of 14 January 1988, 636 (1989) of 6 July 1989, 641 (1989) of 30 August 1989, 672 (1990) of 12 October 1990, 673 (1990) of 24 October 1990, 681 (1990) of 20 December 1990, 694 (1991) of 24 May 1991 and 726 (1992) of 6 January 1992,

Recalling also the reports of the Secretary-General of 21 January 1988 1/ and 31 October 1990, 2/ and taking note of the reports of the Secretary-General of 9 April 1991 3/ and 23 October 1992, 4/

Recalling further the Geneva Convention relative to the Protection of Civilian Persons in Time of War, of 12 August 1949, 5/ in particular article 1 and the first paragraph of article 49, which read as follows:

"Article 1

"The High Contracting Parties undertake to respect and to ensure respect for the present Convention in all circumstances."

"Article 49

"Individual or mass forcible transfers, as well as deportations of protected persons from occupied territory to the territory of the occupying Power or to that of any other country, occupied or not, are prohibited, regardless of their motive ...",

Reaffirming the applicability of the Convention to the occupied Palestinian territory, including Jerusalem, and other Arab territories occupied by Israel since 1967,

1. Strongly deplores the continuing disregard by Israel, the occupying Power, of the relevant resolutions and decisions of the Security Council and resolutions of the General Assembly;

2. Demands that the Government of Israel, the occupying Power, rescind the illegal measures taken by its authorities in deporting Palestinians and that it facilitate their immediate return;

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1/ S/19443; see Official Records of the Security Council, Forty-third Year, Supplement for January, February and March 1988, document S/19443.

2/ S/21919 and Corr.1; see Official Records of the Security Council, Forty-fifth Year, Supplement for October, November and December 1990, document S/21919.

3/ S/22472; see Official Records of the Security Council, Forty-sixth Year, Supplement for April, May and June 1991, document S/22472.

4/ A/47/549.

5/ United Nations, Treaty Series, vol. 75, No. 973.

3. Calls upon Israel, the occupying Power, to cease forthwith the deportation of Palestinians and to abide scrupulously by the provisions of the Geneva Convention relative to the Protection of Civilian Persons in Time of War, of 12 August 1949;

4. Requests the Secretary-General to report to the General Assembly as soon as possible but not later than the beginning of its forty-eighth session on the implementation of the present resolution.

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